WIKIPEDIA
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Main page
Contents
Current events
Random article
About Wikipedia
Contact us
Donate

Contribute
Help
Learn to edit
Community portal
Recent changes
Upload file

Tools
What links here
Related changes
Special pages
Permanent link
Page information
Cite this page
Wikidata item

Print/export
Download as PDF
Printable version

Languages
Add links

Allianz SpA v West Tankers

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Allianz SpA v West Tankers is a preliminary ruling by Full Chamber the Court of Justice of the Court of Justice of the European Union upon a reference for a preliminary ruling from the House of Lords. The court held that the validity of arbitration agreements falls within the scope of the Brussels regulation, but that anti-suit injunction can not be given.[1]

In other words: the law of the Regulation does not allow a member state's court to give an order to restrain a person from commencing or continuing proceedings (the so-called anti-suit injunctions before the court of another member state on the ground that such proceedings would be contrary to the arbitration agreement. Member states must have mutual trust in one another and allowing anti-suit injunctions would undermine the effectiveness of the Regulation.

See also [edit source]

- List of European Court of Justice rulings

References [edit source]

1. ^ Neil Andrews (28 September 2011). *The Three Paths of Justice: Court Proceedings, Arbitration, and Mediation in England*. Springer. ISBN 9789400722941. Retrieved 24 May 2014.

This article relating to European Union law is a stub. You can help Wikipedia by expanding it.

Allianz SpA v West Tankers	
European Court of Justice	
Submitted 2 April 2007 **Decided 10 February 2009**	
Full case name	Allianz SpA, formerly Riunione Adriatica di Sicurtà SpA, Generali Assicurazioni Generali SpA, v West Tankers Inc.
Case number	C-185/07
ECLI	ECLI:EU:C:2009:69
Case type	Reference for a preliminary ruling
Chamber	Full chamber
Procedural history	Reference of the House of Lords (United Kingdom)
Court composition	
Judge-Rapporteur	J. Klučka
President	V. Skouris
Judges	P. Jann · L. C.W.A. Timmermans · A. Rosas · K. Lenaerts · A. Ó Caoimh · P. Kūris · E. Juhász · G. Arestis · A. Borg Barthet · E. Levits · L. Bay Larsen
Advocate General	J. Kokott
Legislation affecting	
Interprets Brussels Regulation	
Keywords	
antisuit injunction, arbitration	

Categories: Court of Justice of the European Union case law | 2009 in case law | EU law stubs

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